4359

BILL NO. Z-79-01-24

ZONING MAP ORDINANCE NO. Z-10-79

AN ORDINANCE amending the City of Fort Wayne Zoning Map No. R-38.

BE IT ORDAINED BY THE COMMON COUNCIL OF THE CITY OF FORT WAYNE, INDIANA:

SECTION 1. That the area described as follows is hereby designated a RA District under the terms of Chapter 33, Municipal Code of the City of Fort Wayne, Indiana, 1974; and the symbols of the City of Fort Wayne Zoning Map No. R-38, referred to therein, established by Section 33-11, of said Chapter are hereby changed accordingly, to wit:

SHOAFF PARK RIVER ESTATES

A part of Block "D" in George L. Ashley Homestead as recorded in Plat Book 8, Page 84 in the Office of the Recorder of Allen County, Indiana, more particularly described as follows:

Commencing at the northwest corner of said Block "D" in George L. Ashley Homestead; thence South 62 degrees, 28 minutes, 17 seconds East along the northerly line of said Block "D" a distance of 859.04 feet to a point on the centerline of St. Joe Road; thence South 36 degrees, 20 minutes, 16 seconds West along the centerline of St. Joe Road a distance of 212.51 feet to an iron pin; thence North 62 degrees, 28 minutes, 17 seconds West along the South right-of-way line of Shoaff Park River Drive a distance of 318.87 feet to the Point of Beginning, being an iron pin set; thence South 27 degrees, 31 minutes, 43 seconds West a distance of 368.63 feet to an iron pin set; thence North 64 degrees, 02 minutes, 25 seconds West a distance of 445.14 feet to an iron pin found being the southeast corner of Lot Numbered 51 in Shoaff Park River Estates recorded in Plat Book 38, Pages 123-126; thence North 75 degrees, 11 minutes, 49 seconds East along the boundary of Shoaff Park River Estates a distance of 236.69 feet to an iron pin found being the southeast corner of Lot Numbered 54 in Shoaff Park River Estates; thence North 27 degrees, 31 minutes, 43 seconds East a distance of 221.43 feet to an iron pin found being on the South right-of-way of Shoaff Park River Drive; thence South 62 degrees, 28 minutes, 17 seconds East along the South right-of-way line of Shoaff Park River Drive a distance of 270.0 feet to the Point of Beginning, containing 2.62 acres of land, more or less, and subject to all rights-of-way and easements of record.

SECTION 2. That this Ordinance shall be effective upon passage, approval by the Mayor and legal publication thereof.

APPROVED AS TO FORM AND LEGALITY,

CITY ATTORNEY

John Shoaff

Councilman

Read the first time in full and on motion by Nuckols, seconded by Hunter, and duly adopted, read the second time by title and referred to the Committee on Regulations (and the City Plan Commission for recommendation) ~~and Public Hearing to be held after due legal notice~~, at the Council Chambers City-County Building, Fort Wayne, Indiana, on _____, the _____ day of _____, 19__, at _____ o'clock _____ M., E.S.T.

DATE: 1-23-79

Charles W. Westerman
CITY CLERK

Read the third time in full and on motion by Talarico, seconded by D. Schmidt, and duly adopted, placed on its passage.

PASSED (~~LOST~~) by the following vote:

	AYES	NAYS	ABSTAINED	ABSENT	TO-WIT:
TOTAL VOTES	6	0		3	
BURNS	X				
HINGA	...			X	
HUNTER	X				
MOSES	X				
NUCKOLS				X	
SCHMIDT, D.				X	
SCHMIDT, V.	X				
STIER	X				
TALARICO	X				

DATE: 3-13-79

Charles W. Westerman
CITY CLERK

Passed and adopted by the Common Council of the City of Fort Wayne, Indiana, as (ZONING MAP) ~~(GENERAL) (ANNEXATION) (SPECIAL) (APPROPRIATION)~~ ORDINANCE ~~(RESOLUTION)~~ No. Z-10-79 on the ATTEST: (SEAL) 13th day of March, 19 79

Charles W. Westerman
CITY CLERK

Winfield C. Moses Jr.
PRESIDING OFFICER

Presented by me to the Mayor of the City of Fort Wayne, Indiana, on the 14th day of March, 19 79, at the hour of 11:30 o'clock A M., E.S.T.

Charles W. Westerman
CITY CLERK

Approved and signed by me this 19th day of March, 19 79 at the hour of 11 o'clock _____ M., E.S.T.

Robert E. Armstrong
MAYOR

RESOLUTION OF ZONING ORDINANCE AMENDMENT RECOMMENDATION

WHEREAS, the Common Council of the City of Fort Wayne, Indiana, on January 23, 1979, referred a proposed zoning map amendmnet to the City Plan Commission which proposed ordinance was designated as Bill No. Z-79-01-24; and,

WHEREAS, the required notice of public hearing on such proposed ordinance has been published as required by law; and,

WHEREAS, the City Plan Commission conducted a public hearing on such proposed ordinance on February 12, 1979;

NOW THEREFORE, BE IT RESOLVED that the City Plan Commission does hereby recommend that such proposed ordinance DO PASS for the reasons that a need has been shown for the Land Use Plan to be amended, the amendment will be in the best interest of and benefit to the City, and the amendment will not be detrimental to and does not conflict with the overall CIty Plan;

BE IT FURTHER RESOLVED that the Secretary is hereby directed to present a copy of this resolution to the Common Council at its next regular meeting.

This is to certify that the above is a true and exact copy of a resolution adopted at the meeting of the Fort Wayne City Plan Commission held Febraury 26, 1979.

Certified and signed this
2nd day of March 1979.

Thomas Adams
Secretary

Bill No. Z-79-01-24

REPORT OF THE COMMITTEE ON REGULATIONS

We, your Committee on Regulations to whom was referred an Ordinance amending the City of Fort Wayne Zoning Map No. R-38

have had said Ordinance under consideration and beg leave to report back to the Common Council that said Ordinance DO PASS.

JOHN NUCKOLS - CHAIRMAN

SAMUEL J. TALARICO - VICE CHAIRMAN

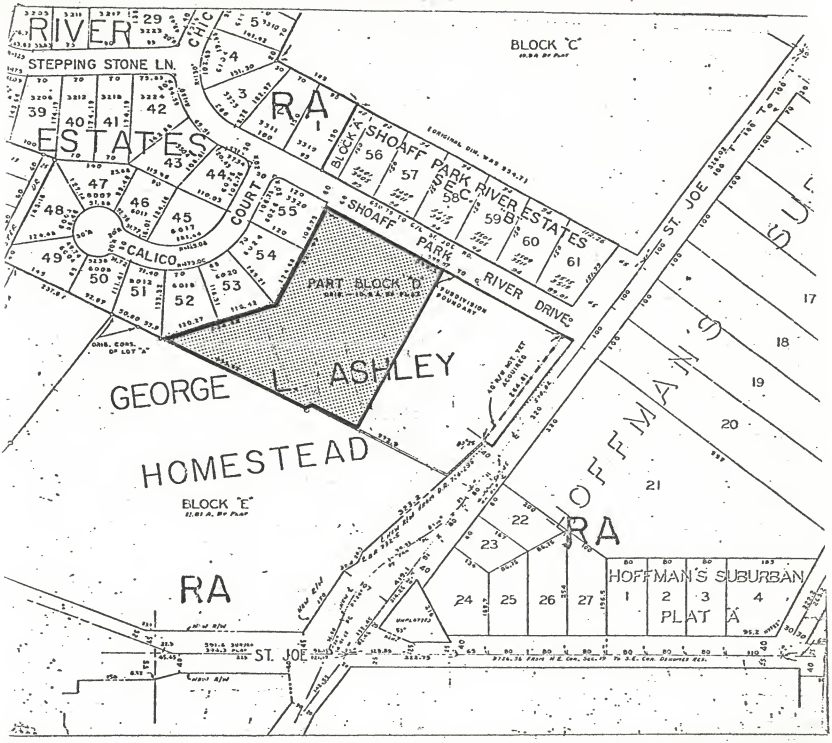
VIVIAN G. SCHMIDT

JAMES S. STIER

WILLIAM T. HINGA

DATE 2-13-79 CONCURRED IN

[illegible], CITY CLERK



REZONE FROM BIB TO RA

MAP NO. R38

Z-79-01-24

BY M.E.C. 2-9-78

PETITION FOR ZONING ORDINANCE AMENDMENT Receipt No. _____

Date Filed _____

Intended Use _____

I/We Fort Wayne City Plan Commission
(Applicant's Name or Names)

do hereby petition your Honorable Body to amend the Zoning Map of Fort Wayne, Indiana, by reclassifying from a/an B1B District to a/an RA District the property described as follows:

SEE ATTACHED

(Legal Description) If additional space is needed, use reverse side.

A 2.6 acre site, more or less, south of Shoaff Park and west of St. Joe Road,

(General Description for Planning Staff Use Only)

I/We, the undersigned, certify that I am/We are the owner(s) of fifty-one percentum (51%) or more of the property described in this petition.

(Name)	(Address & Zip Code)	(Signature)
City Plan Commission		

(If additional space is needed, use reverse side)

Legal Description checked by _____

NOTE FOLLOWING RULES

All requests for continuances or requests that ordinances be taken under advisement shall be filed, in writing, in the office of Community Development and Planning, by noon on the Wednesday preceding the meeting of the City Plan Commission at which the ordinance is to be considered. If the request for a continuance or advisement is filed within the required time, the matter will not be put on the agenda for the meeting. It shall be the obligation of the petitioner to notify the same property owners which the Plan Commission had notified by mail that the hearing has been postponed or rescheduled and inform them of the time and place of the meeting at which the ordinance will be considered. All withdrawals of the ordinances must be made in writing prior to the Plan Commission's vote on the ordinance. (FILING FEE: $50.00)

Name and address of the preparer, attorney or agent.

(Name)	(Address & Zip code)	(Telephone Number)
City Plan Commission	1 Main Street / Ft. Wayne, IN 08	423-7571

COMMUNITY DEVELOPMENT AND PLANNING / Division of Long Range Planning and Zoning (CITY PLAN COMMISSION) / Room # 830, City-County Building, One Main Street / Fort Wayne, Indiana 46802 (Phone: 423-7571)

Applicants, Property owners and preparer shall be notified of the Public Hearing approximately ten (10) days prior to the meeting.

Legal Description of property to be rezoning

Owners of Property

(Name)	(Address & Zip Code)	(Signature)

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